

1
2
3
4
5
6
7
8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 CUONG HUY DAO,

12 Plaintiff,

13 v.

14 C. VANHORN, et al.,

15 Defendants.
16

No. 2:23-cv-00682-TLN-CKD P

FINDINGS & RECOMMENDATIONS

17 By order filed August 10, 2023, plaintiff's complaint was dismissed and thirty days leave
18 to file an amended complaint was granted. Thirty days from that date have now passed, and
19 plaintiff has not filed an amended complaint, or otherwise responded to the court's order.

20 Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed without
21 prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

22 These findings and recommendations are submitted to the United States District Judge
23 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days
24 after being served with these findings and recommendations, plaintiff may file written objections
25 with the court and serve a copy on all parties. Such a document should be captioned
26 "Objections to Magistrate Judge's Findings and Recommendations." Plaintiff is advised that

27 /////

28 /////

1 failure to file objections within the specified time may waive the right to appeal the District
2 Court's order. Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

3 Dated: September 26, 2023



CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE

11 12/dao0682.fta